

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

ESTES EXPRESS LINES
3901 West Broad Street
Richmond, Virginia 23230

Plaintiff

V.

**NEW CASTLE TRUCK REPAIR AND
MANUFACTURING, INC.**
1009 River Road
New Castle, Delaware 19720

Defendant

CIVIL ACTION

NO. 1:05-cv-00670-KAJ

**REQUEST FOR ENTRY OF
DEFAULT PURSUANT TO
RULE 55(a)**

ELECTRONICALLY FILED

Plaintiff Estes Express Lines (“Estes”) hereby requests that the Clerk enter a default against defendant New Castle Truck Repair and Manufacturing, Inc. (“New Castle”), pursuant to Rule 55(a) of the Federal Rules of Civil Procedure. In support of its request, Estes states the following:

New Castle was properly served by process server on September 26, 2005. A copy of the Return of Service is attached as Exhibit "A" to this Request.

As of the date of the filing of this Request, counsel has not entered their appearance on behalf of New Castle, nor has New Castle filed an answer, a motion to dismiss, a motion for summary judgment, or any other responsive pleading.

WHEREFORE, plaintiff Estes Express Lines requests the Clerk to enter a default against defendant New Castle Truck Repair and Manufacturing, Inc. pursuant to Rule 55(a) of the Federal Rules of Civil Procedure.

Respectfully submitted,

SILVERMAN, McDONALD &
FRIEDMAN

By: /s/: Brian E. Lutness
Brian E. Lutness, Esquire
DE Bar ID: 3572
1010 North Bancroft Parkway, Suite 22
Wilmington, DE 19805
Telephone: (302) 888-2900
Fax: (302) 888-2923

E-mail: lutness@juno.com

OF COUNSEL:

Kenneth J. Grunfeld, Esquire
Chad D. Mountain, Esquire
JANSSEN & KEENAN P.C.
One Commerce Square
2005 Market Street, Suite 2050
Philadelphia, PA 19103
215-665-8888 phone
215-665-8887 fax
E-mail: kgrunfeld@janssenkeenan.com
E-mail: cmountain@janssenkeenan.com

Attorneys for Plaintiff
Estes Express Lines

Dated: February 21, 2006